

1 Adopt 2 Cal. Code Regs. Section 18940.1:

2 **§ 18940.1. Definitions.**

3 For purposes of the gift regulations, the following definitions apply:

4 (a) Gift. “Gift” means a payment as defined in Section 82028(a), other than those  
5 payments identified in Section 82028(b) or Regulation 18942(a), that is made reportable  
6 under the Act or pursuant to an official’s filing obligations, or that is subject to the  
7 conflict-of-interest provisions of Chapter 7 of the Act (§§ 87100 et seq.) and its  
8 Regulations (18700-18708). Except as otherwise provided herein, a payment that is not a  
9 gift is not income.

10 (b) Official. “Official” means an individual who is required to file a statement of  
11 economic interests or who otherwise makes, participates in the making, or uses his or her  
12 official position to influence a governmental decision as defined in Regulation 18702,  
13 18702.1, 18702.2, and 18702.3. An official is “required” to file a statement of economic  
14 interests if the filer holds a position identified in Section 87200 or the filer’s position has  
15 been designated, or is required to be designated under Section 87302, in the filer’s agency’s  
16 conflict of interest code.

17 (c) Filing Obligations. “Filing obligations” means the financial interest disclosure  
18 requirements imposed on the official by Section 87203 or the officials conflict-of-interest  
19 code adopted pursuant to Article 3 of Chapter 3 beginning with Section 87300.

20 (d) Official Status/Official Position. “Official status” or “official position” means  
21 the official’s status or position as a public official, candidate, judge, court commissioner,  
22 or any other position for which the filing obligations are imposed.

23 (e) Food. “Food” includes food and beverages.

1           (f) Gift Regulations. “Gift regulations” means Regulations 18940 through  
2    18946.6.

3    NOTE: Authority cited: Section 83112, Government Code. Reference: Sections 82028,  
4    82048, 87200, 87300, and 87302 Government Code.